

JS 44  
(Rev. 3/99)

JANUARY 11, 2008

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

## CIVIL COVER SHEET

The JS - 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

## I.(a) PLAINTIFFS

Mark Szczesuil

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF Cook  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Kenneth N. Flaxman  
200 S Michigan Ave, Ste 1240  
Chicago, IL 60604  
(312) 427-3200

## DEFENDANTS

Sheriff of Lake County and Lake County, Illinois

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

ATTORNEYS (IF KNOWN)

08 C 281

## II. BASIS OF JURISDICTION (PLACE AN "X" IN ONE BOX ONLY)

- 1 U.S. Government Plaintiff
- ☒ Federal Question (U.S. Government Not a Party)
- 2 U.S. Government Defendant
- 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

	PTF	DEF		PTF	DEF
Citizen of This State	• 1	• 1	Incorporated or Principal Place of Business in This State	• 4	• 4
Citizen of Another State	• 2	• 2	Incorporated and Principal Place of Business in Another State	• 5	• 5
Citizen or Subject of a Foreign Country	• 3	• 3	Foreign Nation	• 6	• 6

## IV. NATURE OF SUIT (PLACE AN "X" IN ONE BOX ONLY)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<ul style="list-style-type: none"> <li>110 Insurance</li> <li>120 Marine</li> <li>130 Miller Act</li> <li>140 Negotiable Instrument</li> <li>150 Recovery of Overpayment &amp; Enforcement of Judgment</li> <li>151 Medicare Act</li> <li>152 Recovery of Defaulted Student Loans (Excl. Veterans)</li> <li>153 Recovery of Overpayment of Veteran's Benefits</li> <li>160 Stockholders' Suits</li> <li>190 Other Contract</li> <li>185 Contract Product Liability</li> </ul>	<p><b>PERSONAL INJURY</b></p> <ul style="list-style-type: none"> <li>310 Airplane</li> <li>315 Airplane Product Liability</li> <li>320 Assault, Libel &amp; Slander</li> <li>330 Federal Employers' Liability</li> <li>340 Marine</li> <li>345 Marine Product Liability</li> <li>350 Motor Vehicle</li> <li>355 Motor Vehicle Product Liability</li> <li>360 Other Personal Injury</li> </ul> <p><b>PERSONAL INJURY - Med. Malpractice</b></p> <ul style="list-style-type: none"> <li>362 Personal Injury - Med. Malpractice</li> </ul> <p><b>PERSONAL INJURY - Product Liability</b></p> <ul style="list-style-type: none"> <li>365 Personal Injury - Product Liability</li> </ul> <p><b>PERSONAL INJURY - Asbestos Personal Injury Product Liability</b></p> <ul style="list-style-type: none"> <li>368 Asbestos Personal Injury Product Liability</li> </ul> <p><b>PERSONAL PROPERTY</b></p> <ul style="list-style-type: none"> <li>370 Other Fraud</li> <li>371 Truth in Lending</li> <li>380 Other Personal Property Damage</li> <li>385 Property Damage Product Liability</li> </ul>	<ul style="list-style-type: none"> <li>610 Agriculture</li> <li>620 Other Food &amp; Drug</li> <li>625 Drug Related Seizure of Property 21 USC 881</li> <li>630 Liquor Laws</li> <li>640 R.R. &amp; Truck</li> <li>650 Airline Regs.</li> <li>660 Occupational Safety/Health</li> <li>680 Other</li> </ul> <p><b>LABOR</b></p> <ul style="list-style-type: none"> <li>710 Fair Labor Standards Act</li> <li>720 Labor/Mgmt. Relations</li> <li>730 Labor/Mgmt. Reporting &amp; Disclosure Act</li> <li>740 Railway Labor Act</li> <li>790 Other Labor Litigation</li> <li>791 Empl. Ret. Inc. Security Act</li> </ul>	<ul style="list-style-type: none"> <li>422 Appeal 28 USC 158</li> <li>423 Withdrawal 28 USC 157</li> </ul> <p><b>PROPERTY RIGHTS</b></p> <ul style="list-style-type: none"> <li>820 Copyrights</li> <li>830 Patent</li> <li>840 Trademark</li> </ul> <p><b>SOCIAL SECURITY</b></p> <ul style="list-style-type: none"> <li>861 HIA (1395ff)</li> <li>862 Black Lung (923)</li> <li>883 DIWC/DIWW (405(g))</li> <li>884 SSID Title XVI</li> <li>865 RSI (405(g))</li> </ul> <p><b>FEDERAL TAX SUITS</b></p> <ul style="list-style-type: none"> <li>870 Taxes (U.S. Plaintiff or Defendant)</li> <li>871 IRS - Third Party 26 USC 7608</li> </ul>	<ul style="list-style-type: none"> <li>400 State Reapportionment</li> <li>410 Antitrust</li> <li>430 Banks and Banking</li> <li>460 Commerce/ICC Rates/etc.</li> <li>460 Deportation</li> <li>470 Racketeer Influenced and Corrupt Organizations</li> <li>810 Selective Service</li> <li>850 Securities/Commodities/Exchange</li> <li>875 Customer Challenge 12 USC 9410</li> <li>891 Agricultural Acts</li> <li>892 Economic Stabilization Act</li> <li>893 Environmental Matters</li> <li>894 Energy Allocation Act</li> <li>896 Freedom of Information Act</li> <li>900 Appeal of Fee Determination Under Equal Access to Justice</li> <li>950 Constitutionality of State Statutes</li> <li>890 Other Statutory Actions</li> </ul>
REAL PROPERTY	CIVIL RIGHTS	PRISONER		
<ul style="list-style-type: none"> <li>210 Land Condemnation</li> <li>220 Foreclosure</li> <li>230 Rent Lease &amp; Ejectment</li> <li>240 Torts to Land</li> <li>245 Tort Product Liability</li> <li>290 All Other Real Property</li> </ul>	<ul style="list-style-type: none"> <li>441 Voting</li> <li>442 Employment</li> <li>443 Housing/Accommodations</li> <li>444 Welfare</li> <li>440 Other Civil Rights</li> </ul>	<ul style="list-style-type: none"> <li>510 Motions to Vacate Sentence</li> <li><b>HABEAS CORPUS:</b></li> <li>530 General</li> <li>538 Death Penalty</li> <li>540 Mandamus &amp; Other</li> <li>550 Civil Rights</li> <li>555 Prison Condition</li> </ul>		

## V. ORIGIN

(PLACE AN "X" IN ONE BOX ONLY)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from another district (specify)
- ☐ 6 Multidistrict Litigation
- ☐ Appeal to District Judge from Magistrate Judgment

## VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

42 U.S.C. Section 1983; deliberate indifference to medical needs

## VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION  
☒ UNDER F.R.C.P. 23DEMAND \$  
25,000CHECK YES only if demanded in complaint:  
JURY DEMAND: ☐ YES ☒ NO

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE  
1/11/08SIGNATURE OF ATTORNEY OF RECORD  
/s/ Kenneth N. FlaxmanJUDGE MANNING  
MAGISTRATE JUDGE KEYS